

FINDINGS OF FACT AND CONCLUSIONS OF LAW

Came on to be heard this 10th day of May 2002 the Motion for Determination that the Debtor's Second Plan Modification does not Adversely Affect any Accepting Creditor that has not Accepted the Modifications in Writing filed by Turner's Mechanical and Insulation Contractors, Inc. ("Debtor") (hereinafter the "Motion"). The Court, after noting that due notice under F.B.R.P. 2002 has been given to all parties in interest, that there are no objections to the proposed modifications, makes following findings of fact and conclusions of law:

FINDINGS OF FACT

- 1. Adequate information was contained in the original disclosure statement in this case as set forth in Section 1125 of the Code.
- 2. The plan was not modified in such a manner that either classification or treatment of any creditor was materially altered.
- 3. The Modification does not cause a material adverse change to the treatment of any class of creditors or interests who voted on the Joint Plan of Reorganization Proposed by Debtors, who has not changed their ballots by virtue of the Modification.

4. Notice sent to the twenty (20) largest creditors, those requesting notice and to all Interest Holders who voted is sufficient notice for modifications that do not cause a material adverse change to the treatment of creditors or interest holders.

CONCLUSIONS OF LAW

- 1. The plan as modified does not violate Sections 1122 and 1123 of the Code.
- 2. The plan as modified meets all of the requirements of Sections 1127 and 1129 of the Code.
- 3. The proponent of the plan met the qualifications of Section 1125 of the Code by virtue of the original disclosure statement.
- 4. All creditors and interest holders who voted in favor of the proponents' previously plan are deemed to have accepted the Modifications.

SO ORDERED

Signed this 10th day of May, 2002.

ROBERT C. MCGUIRE

U. S. BANKRUPTCY JUDGE

Submitted by:

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